

12-28-04

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EES-2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Raymond T. Westfall et al.
Application No. : 10/692,522 Confirmation No. : 9849
Filed : October 24, 2003
For : APPARATUS AND METHODS FOR MODULATING
REFRACTIVE INDEX
Group Art Unit : 2873
Examiner : Jessica Stultz

New York, New York 10020

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

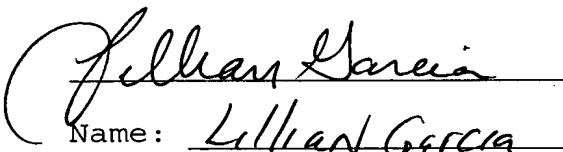
EXPRESS MAIL CERTIFICATION

"Express Mail" Mailing Label No. EL963274439US
Date of Deposit: December 27, 2004

I hereby certify that this certification and
the following papers and fees:

1. Transmittal Letter (in duplicate);
2. Reply to Office Action; and
3. Return postcard

are being deposited with the United States Postal Service
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under
37 C.F.R. § 1.10 on the date indicated above and are
addressed to Mail Stop Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Name: Lillian Garcia



Express Mail Label No. EL963274439US

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PATENT APPLICATION

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TRANSMITTAL LETTER

Sir:

Transmitted herewith: [] a Preliminary Amendment;
 a Reply to Office Action; [] a Declaration; [] a Power
of Attorney; [] a Submission of Formal Drawings; to be filed
in the above identified patent application.

FEE FOR ADDITIONAL CLAIMS

A fee for additional claims is not required.
 A fee for additional claims is required.

The additional fee has been calculated as shown below:

| CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDITIONAL FEES | | | | | | |
|---|---|------------------|------|--------------------|---|----------|---|---------|---|---------|
| TOTAL CLAIMS | 100 | - | 100 | * | = | 0 | X | \$ 25 | = | \$ 0.00 |
| <hr/> | | | | | | | | | | |
| INDEPENDENT CLAIMS | 19 | - | 19 | ** | = | 0 | X | \$ 100 | = | \$ 0.00 |
| <hr/> | | | | | | | | | | |
| FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | | | + \$ 180 | = | \$ 0.00 | | |

- A check in the amount of \$ _____ in payment of the fee for additional claims is transmitted herewith.
- Please charge \$ _____ to Deposit Account No. _____ in payment of the fee for additional claims.
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

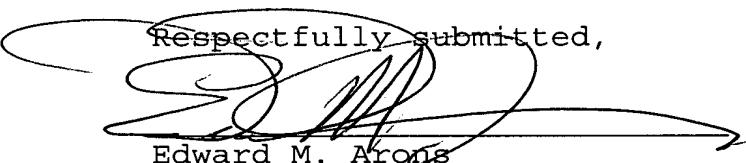
[] The following extension is applicable to the Response filed herewith: [] \$60.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$225.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [] \$510.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$795.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); [] \$1080.00 extension fee for response within fifth month pursuant to 37 C.F.R. 1.136(a).

[] A check in the amount of [] \$60.00; [] \$225.00; [] \$510.00; [] \$795.00; [] \$1080.00; in payment of the extension fee is transmitted herewith.

[] Please charge the [] \$60.00; [] \$225.00; [] \$510.00; [] \$795.00; [] \$1080.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

[x] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,


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REPLY TO OFFICE ACTION

Sir:

Applicants hereby reply to the Office Action mailed November 29, 2004, which did not address the merits of the application, but which required restriction of the application to one of five inventions.

Remarks begin on page 2 of this paper.